IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2276 OF 2005
IN
WRIT PETITION NO.7900 OF 2004

Navi Mumbai Kanda Batata Adat
Vyapari Seva Sangh ...Applicants/
Petitioners

Vs.

Mumbai Agricultural Produce Market
Committee Mumbai & Ors. ...Respondents

Mr.P.M.Khankar Adv. for Applicants
Mr. N.N. Bhadrashete Adv. for Respondents

CORAM: H.L.GOKHALE &
SMT.R.S.DALVI,JJ.
DATED: 13TH SEPTEMBER, 2005

P.C.

1. Heard Mr. Khankar in support of this Application seeking review of the order which we passed on Writ Petition No.8323 of 2004 and other Petitions on 12th July,2005. Mr. Khankar has tried to contend that the demolition of the delapidated structures was not required. As far as this aspect is concerned appropriate reports of the Architects were considered by the Division Benches earlier and there is no difficulty in saying that they are required to be demolished. The only question which was argued before us was that the row-shops on the side of the Vashi-Turbhe Road will reduce the width of the internal road. We accepted that submission of the Petitioners and directed the Market Committee to first

construct the 'L' type malls. We directed them to take review of their financial position at that time and then only the row-shops to be constructed. We cannot go into the questions which were raised before the earlier Division Benches. No error has been pointed in our order to call for review. The Application is dismissed.

(H.L.GOKHALE,J.)

(SMT.R.S.DALVI,J.)